

HOOKUPU.

An Ancient Hawaiian Custom Renewed.

ADMIRAL BROWN HONORED.

A Reception. Laughable, Pleasant, Loyal. Affecting—Thousands of Gifts.

The one event of Tuesday was the hookup tendered Rear Admiral Geo. Brown of the U. S. Charleston. The "hookupu" is a custom observed by ancient Hawaii when the people wished to express their sense of great respect and obligation to some honored personage. It has not been observed in the islands to any great extent since Queen Emma's time. But Tuesday afternoon one was tendered to Admiral Brown, the like of which Honolulu never witnessed.

Among the innumerable gifts the following are some of the most noted and valuable:

Her Majesty Queen Dowager Kapiolani—1 box eggs, 6 boxes coconuts, 6½ dozen fowls, 1 bag fish, 6 bunches bananas, 3 bags potatoes, 3 pigs, 1 sheep and a calf.

Hale Nana Society (or House of Wisdom)—Kaniia spear, stone adze, 2 bowling alley balls, white and black stones, pihaku o Kaniia (poi) pounding stone of Kaniia, laucobo palaoa or fish-man of ivory with necklace of human hair; all of the above are very rare.

Wm. Auld, the chaplain—Spittoon of High Chief Kaunani of Kaniia, made of koo wood, hula drum, ululi, lei made of mamie feathers (rare), native water pot.

Lilikokalani Riding Society—A Hawaiian papapa (valuable).

Hoodle and Hoodle Lani Society—Hawaiian tapa, called a u-nolowaiolala (very valuable), huwasi-liliolala (drinkable), lei palaoa, necklace of kukui nuts and ivory, mamaka of Kaniia wood.

Mr. and Mrs. J. Allan—Talisman of ivory with necklace made from hair of High Chief Kapiolani, father of His late Majesty King Kalakaua, Hawaiian pillow and sandal made of ti leaves.

Mrs. Makaoe—Lauhala basket full of shells and Hawaiian tapa palaoa (rare).

Hon. J. Eads—Box of pigs and vegetables.

Hon. J. L. Kaulikou—Turkeys and pig.

Mrs. W. L. Wilcox—Lei palaoa and calabash of koo.

Mr. J. J. Williams—A full set of photos, taken of the two processions and other scenes.

Mrs. Anakolio—Three small kahilis made of Hawaiian goose feathers.

Hon. P. P. Kanou—A Hawaiian stone adze (very rare).

Lilikokalani Educational Society—Laucho palaoa, pihaku otuhu, Hawaiian tapa.

Native Sons of Hawaii—Hawaiian calabash; body made of koo, stand of mulo, and cover of koo.

Hundreds of other gifts of value for their beauty and rarity were presented to the Admiral, and some of almost everything produced on the islands, which would require several issues of the GAZETTE to mention.

A deputation of natives from the Catholic church headed the procession about 2 o'clock in the afternoon.

They were met by Admiral Geo. Brown, attended by Lieut. Dyer and Ensign Blow, who with His Excellency John A. Cummins, His Excellency John A. King, Hon. Antonio Rosa and others received them at Brewer's wharf. It was but a few minutes till the Admiral and officers were surrounded, when the resolutions were read in native, afterwards in English by Mr. Chas. W. Wilcox.

Admiral Brown quietly responded, expressing his appreciation of the manifestation, and accepted the offerings in the spirit they were given. Thanking them for the same, he expressed his high regard for their late King, and his deep regret and sorrow for having to bear the sad duty of bringing back the remains of the King instead of a monarch restored in health. Hon. A. Rosa translated into native the Admiral's remarks, when came the presentation of the gifts, which ranged through all the vegetables and fruits produced in the islands, pigs, fowls, eggs and articles of almost every description too numerous to mention, till the Admiral and staff were surrounded by a conglomeration of eatables, etc., so that it kept several attendants busy taking them away fast enough to enable the throng of donors to reach the receiver of the bountiful supply.

As each one approached with his or her offerings, they were taken in charge by Lieut. Dyer, Ensign Blow and Hon. A. Rosa, who heroically stood by their post, while the Admiral heartily greeted each of the long procession, and with unerring eye selected the more handsome of the ladies, fair and dark, for a special mark of esteem. The latter would not, perhaps, have been conferred had not a native maid, at the beginning of the procession, overcome by the handsome appearance of the Admiral in uniform, set the ball rolling by a hearty embrace. Once started the gallant Commander of the Pacific Squadron could no more resist the temptation of kissing the pretty donors as they filed by. In fact, it would require far less courage to fight the fiercest battle than pass by unloved the many handsome maidens and women of that long procession. The Admiral was the envy of every man there, while the fortunate ladies were the envy of those

who had neither the courage to embrace the Admiral nor the beautiful lips to tempt him. Not least among the gifts were leis made from Hawaii's beautiful flowers; these were contributed until they could no longer find room around the Admiral's neck, when they were removed only to be replaced by others. Lieut. Dyer and Ensign Blow came in for a large share of the leis. Some of the more presumptuous maidens were not satisfied with one osculatory salute, but hustled around for leis several times for an excuse to meet again Admiral Brown's mark of favor.

Represented at the reception were members of the Supreme Bench, the Cabinet Ministers, Government officials, members of the Bar, different societies and organizations, business houses and thousands of citizens.

The hookups came not from the hands of a few; they came from thousands—not alone from the lowly, but from Royalty came the marks of gratitude and affection of the Hawaiian Kingdom.

When the Admiral's remarks were translated by Hon. Antonio Rosa, tears of mingled thankfulness for the Admiral and staff's unstinted kindness and of sorrow at their departure filled many an eye. Another affecting scene was when one of the attendants of the late King on his trip to California made his offering. The poor fellow was utterly overcome with grief. One of the late King's servants, highest in his trust, stood by the Admiral fanning him nearly the whole time.

At no other time perhaps in the recent history of Hawaii has such a hearty reception been held, certainly none in all past records can show such a laughable, pleasant, loyal, noble, demonstration to any foreigner that ever visited these shores as was given to Admiral Geo. Brown Tuesday afternoon. Certainly none other has ever deserved the sincere appreciation as that manifested of the unbounded kindness of the Admiral to Hawaii; the expression of gratitude Tuesday was as sincere, hearty and profound as could be given to the most beneficent of friends. When the Charleston leaves, many will be the deep regrets for the departure, many will be the well wishes for a successful cruise, and many the desires for a speedy return to Hawaiian waters of the Charleston with the gallant officers commanding.

MORE HOOKUPU.

Admiral and Mrs. Brown and Lieut. Blow the Recipients.

Wednesday morning more gifts were sent on board the Charleston. Had not the man-of-war steamed off when she did, almost every available corner of the Admiral's cabin would perhaps have been filled with curios, ranging from the unique to the beautiful, from a trifle to costly and rare.

The Queen Dowager Kapiolani in addition to her already bountiful offerings contributed to the Admiral's Hawaiian relics a large calabash that was presented by the Nihoa Society to His late Majesty during the jubilee in 1886. It bore the inscription "1836 to 1886," signifying the fiftieth birthday of Kalakaua. Her Majesty Queen Lilikokalani gave another calabash for Mrs. Geo. Brown. Honorable Samuel Parker and Hon. W. H. Cornwell presented the Admiral with a cane having a hand piece of polished bone's tusk. Lieutenant Blow also received from Queen Kapiolani an ivory-mounted cane.

The Charleston Departs.

The Charleston has again left Hawaiian waters. She started promptly at 1 p. m., Wednesday, followed outside by the tug Elen. Many were assembled at the wharves to see the man-of-war off. On the way out Admiral Brown stood upon the machine-gun platform, with other officers, marines and sailors grouped around on the upper deck. The flag was lowered and raised three times in the way of a parting salute. The Elen had on board His Excellency John A. Cummins, Minister of Foreign Affairs; His Excellency C. N. Spencer, Minister of Interior; Honorable A. Rosa, C. P. Isakoo, F. A. Schaefer; Messrs. J. H. Parry, John A. Hassenger, Frank Godfrey, Walter Hill, Capt. John Rose, Major Seward, Prof. H. Berger with the Royal Military Band, a representative of the GAZETTE and others.

The two bands played alternately making the parting very affecting, with the Admiral, staff and Charleston crew and their friends on the Elen standing with heads uncovered.

Just before leaving the harbor, Admiral Brown and staff received on board the Charleston, Honorable Samuel Parker, W. H. Cornwell, G. W. Macfarlane, A. Rosa and Messrs. Paul Isenberg, Frank Godfrey, A. W. Richardson, William Graham and a few others. The Admiral had the more valuable and prettiest of the gifts displayed around his cabin.

The Charleston will not take a direct course to the Coast, but will steam about with a weather eye open for the Monowai.

The Hawaiian bark Mauna Ala, Captain Smith, arrived from Newcastle, N.S.W., on Sunday morning, February 15, with 1,053 tons coal. It is noteworthy that on that same day the remains of the late King Kalakaua were interred at the Royal Mausoleum at Mauna Ala (Scented Mount), which is also the name of the vessel.

In the Supreme Court of the Hawaiian Islands.

In Banco.

JANUARY TERM, 1891.

THE KING VS. MOSES LULU, KALAWAIA AND WILLIAM JOE.

Question reserved by McCULLY, J., presiding at the January (1891) Term.

BEFORE JUDD, C. J., McCULLY, BICKERTON AND DOLE, JJ.

Motion of the prosecution to dismiss appeal from conviction in Police Court of Honolulu of violation of Chapter 40, Laws of 1888, amending Vagrancy Act, on the ground that no appeal lies from conviction of vagrancy under common law rules.

Held, that under Hawaiian statute law, appeals lie in all cases, both civil and criminal, from Police and District Courts, unless an exception is made by statute.

Held, that vagrancy being a status and not an act, the addition of offenses to the vagrancy statute under the amended law, which are distinctively acts, does not thereby attach the quality of vagrancy to the commission of such acts.

OPINION OF THE COURT BY DOLE, J.

The defendants were convicted in the Police Court of Honolulu on the 3rd day of December, 1890, of violating Chapter 40 of the Laws of 1888, and appealed to the Supreme Court, and their case was entered on the calendar of cases for the January Term. Early in the term the Attorney-General filed a motion that the case "be stricken from the calendar on the ground that no appeal lies from a conviction on the charge of vagrancy," and requested the Court to reserve the question raised by the motion for the consideration of the Court in banco. The matter was argued before this Court during the January Term.

The Attorney-General contends that no appeal lies from a conviction of vagrancy under the precedents of the Common Law, and refers to the Hawaiian case of *The King vs. Coffee*, in which Judge Preston dismissed a similar appeal upon this ground.

Chapter 40 of the Laws of 1886 is entitled, "An Act to amend Section 1 of Chapter 37 of the Penal Code and the Act amendatory thereof, relating to vagrants and idle and disorderly persons." This amendment has, in some respects, radically modified the original law, which provides for the punishment of offenses which are defined rather as conditions of living or habitual methods of obtaining a subsistence than acts; for instance, habitual begging by an able-bodied person, or living in idleness and eating the food of others by one without visible means of support. The amended law, on the other hand, has added several offenses which are acts, such as soliciting alms, subscriptions or contributions under false pretense, or entering by night without lawful excuse a dwelling-house, warehouse, outhouse or enclosed yard.

Vagrancy being a status rather than an act, a person found guilty of the last-mentioned offenses and punished therefor, is not thereby convicted of vagrancy even though the two classes of offenses are defined in the same act and punished with the same penalties.

The evidence upon which the conviction of the defendants in the Police Court was based, shows that if they are guilty of violating the law in question, they are guilty because of the commission of an act, and not because of any habitual condition of living, *in vi*, entering by night without lawful excuse, a building or an enclosed yard.

Whatever may be the Common Law rule as to appeals from convictions of vagrancy, it does not seem that such a rule would apply under the above reasoning to the case before the Court, supposing our statute law to be silent on the subject. We find, however, that our law (Chap. 42, Laws 1886) gives the right of appeal from the Police and District Courts in all cases, civil and criminal. Under these circumstances, Common Law precedents cannot affect the rights of parties to their appeal.

We therefore overrule the motion for dismissal of the appeal. Attorney-General Peterson for the Crown; J. L. Kaulikou for the defendants.

February 10, 1891.

PRESENTATION.

The Hawaiian Bar Present a Cane to Admiral Brown.

Monday, Feb. 16th a committee of lawyers presented a beautiful cane to Admiral Brown, on behalf of the Hawaiian Bar, in token of their appreciation of the kind services rendered to His late Majesty Kalakaua, who was a member of the Bar.

The cane was made of twelve kinds of choice Hawaiian woods, tastefully inlaid, and mounted with an ornate gold head with the inscription, "To Admiral George Brown, U. S. Flagship 'Charleston,' from the Hawaiian Bar. Honolulu, February 16, 1891."

The presentation was made on board the flagship, by a committee consisting of Messrs. A. Rosa, W. O. Smith, S. K. Kane, D. Kahanalei and J. H. Waipulani.

The Admiral gracefully received the cane, and expressed his appreciation of the compliment.

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